

## Message Text

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62

ORIGIN OPIC-06

INFO OCT-01 ARA-10 ISO-00 EB-07 AID-05 L-03 TRSE-00 OMB-01

COME-00 /033 R

DRAFTED BY OPIC/GC:ELUBLIN

APPROVED BY EB/IFD/OIA:RJSMITH

EB/IFD/OIA:DHSTEBBING

ARA/BR:TSHUGART (INFO)

----- 089392

O 052145Z AUG 75

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA IMMEDIATE

UNCLAS STATE 184742

E.O. 11652:N/A

TAGS: EFIN

SUBJECT: SMOOT DAIRY LOAN

REF: STATE 183812

1. BRAZILIAN CENTRAL BANK REQUIRES LETTER FROM OPIC TO FABRICA DE LATICINIOS EUNICE LTDA STATING AS FOLLOWS:  
"PLEASE BE ADVISED THAT OOI HEREBY AGREES TO AMEND SECTION 3.3 OF A CERTAIN LOAN AGREEMENT DATED JULY 22, 1975 BETWEEN OPIC AND FABRICA DE LATICINIOS EUNICE LTDA TO REDUCE THE COMMITMENT FEE SET FORTH IN SECTION 3.3 FROM THREE-FORTHS OF ONE PERCENT PER ANNUM TO ONE-FOURTH OF ONE PERCENT PER ANNUM. THE LOAN AGREEMENT SHALL REMAIN IN FULL FORCE AND EFFECT IN ALL OTHER RESPECTS." (TO BE SIGNED BY OVERSEAS PRIVATE INVESTMENT CORPORATION BY AMBASSADOR OR DESIGNATED US OFFICIAL.

2. PLEASE FORWARD LETTER TO SEELY OF SMOOT DAIRY.

3. PLEASE ADVISE SEELY OF SMOOT DAIRY THAT OPIC REQUIRES  
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AN ACCOUNTANT'S CERTIFICATE TO THE EFFECT THAT DOLS 600,000

OF ADDITIONAL CAPITAL HAS BEEN PAID IN CASH TO THE COMPANY.  
SEELY SHOULD BRING BACK THIS CERTIFICATE AND OTHER

APPROPRIATE DOCUMENTED EVIDENCE AS CONDITION TO OPIC  
DISBURSEMENT. ACCOUNTANT'S CERTIFICATE OR OTHER EVIDENCE  
SHOULD BE FURNISHED OPIC THAT CARVALHO HAS PAID IN FULL AND  
ALL CAPITAL CONTRIBUTION NOTES NOW OUTSTANDING AND BEING  
DUE AT A LATER DATE.

4. OPIC WISHES A CLEAN OPINION OF COUNSEL WITH RESPECT TO  
CAPITAL CONTRIBUTIONS OTHER THAN CONTRIBUTION OF LAND.

5. OPIC APPRECIATES EMBASSY ASSISTANCE IN THIS MATTER.  
KISSINGER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LOAN AGREEMENTS, DELEGATIONS OF AUTHORITY, TREATY SIGNATORIES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 05 AUG 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE184742  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** ELUBLIN  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750270-0515  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750880/aaaactae.tel  
**Line Count:** 75  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN OPIC  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 183812  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** hartledg  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 JAN 2003  
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**Review Media Identifier:**  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SMOOT DAIRY LOAN  
**TAGS:** EFIN, ACOM, BR, US, OPIC, SMOOT DAIRY  
**To:** BRASILIA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006